FOR THE DISTRICT OF DELAWIARE

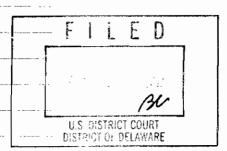
Michael *Lee Ro*se Plaintiff CIV-NO 06-370-JJ

Defendants FRIST CORRECTIONAL MEDICAL

CORRECTIONAL NIEDICAD SERVICES

DI, Niza

Motion to Amend



I was Transferred to D.OC. Smyrra in 2006
I was placed in the NIHU, in July 2004 I was
losing in, pigment of my Skin. I was med st
but My Body, turned a challey colon, lask E
Rager if Lowed see a Doctor about this and
Hipitities C. She stated she put me in to see
a Docease Doctor. Nothing happened, 2 Month
ater I saw Dr. Thon Doe he gave some selenic
Sulfide to put on my skin. This is used for Dendri
I never seen any one about my Hapitities C,

In Jam - 2005 I was moved to the Compound D. Building. In Feb 2° I placed a sick Call List In. I stated I could not Breeth. I could count not walked to Chow, I had to stop 3-4 times gaspitofor on Fed I went to Sick Call. Nothing was don I was sent back to my Building.

at That time I didn't know. My 1300g was full wo with fluid. I got so sick I could not hardly walk. The InMales stated to me I had turned rellow and to go see the Doc. 1 sent whiten statements about that To The Count.

in May on at about the 10. last The Sangent of the Roulding if 10001d go to Sick Call. I could hardly stoked. He called the Influmary two and Saw Dr. Rie. I state to her I had been try i of all most a year to see here or some Douton that could help me about this sepass medical condiction. F.C. m Did Know of my problem witepatities C. On. Rogers was working inder Color of State for F.C.m. In 200 & Sali, I stated I would not leave the Influmary outil something was done, Dr. Alie put to bages of water into my system. I was all Roady so foll of floids I could n walk I was later laken to trent Cengal Hospi that Sep 8 on 2005.

I had only seen Dr Niez once beforthat us on about Aug 12 2005, He stated their was nothing he coold about My Hep. C until he had me Blood test. I stated to Dr Niez F. cm. cms he Been taking 5, 6, 17 Tubes of Blood Poryeaus and had done Nothing. Oil he said was Next.

Shorobout The cotsept 2005, Doctors at Kent benering Hospital, Told Me. Base that my Liveh and techneys had shut down, To Hang Inthein and they would try and get me going again. I was going throught several Pain, Mental Confusi ce long needle was Dushed Into my Side to try and helieve the pressure from my insi

Their were 5.2 pounds glass containers. An with fluid, when the needle was pushed into my side the fluid flew out like a water Hose,

refered for 3 days 1 believe. Them I was Taken back to the preson infirmary, Before I was leaving the Dr Thon Doe statuto The prisor grands I was not neady to be taken back yet. I was not out of the woods yet. This did not matter

often, being placed book in the prison in Anmany stay in a boom for 5 clays. My hand, and feet and the nest of my body filled up with fluids again, thy hand, and feet looke like foot Bails, loove not walk, I was hunting so bad all I could was lay on the bed. Then often 5 days say septia, 20 Capt Henery ame in and seen Me, I was all most Dead. The Doctors On Rogers. O. Alie, Dr. Niza, Did nothing, I awe Cap Henery my life She had me taken to St frances Hospital in wil Del.

promoted of Haphazard III conceived procedures, misconduct all most killeme.

when I was at 8t Jiances Hospital on Sept 19200. I was told My Liven and Keneys had strut down again again had a large Newle pushed into My Side to thy and drain the Fluids, I was in so much fain I was given Morphine to lose My body of so much tonture.

on Sept 21. On Niaz Came to see me, he state he no longer wonked for C.m.s. That he worked for the Hospital. He looked at me and said you only have 6 months to lyean to live. I all most went into Schook. I staked to him you said I woo be fine at the prison.

	Rago
•	Dr. Miaz Stated they had ilso found a spot
	my lung. I ask him what he was going to doc
	14. Ho stated Nothing you abto Paraphe 1
_(didn't know what to say. The Doctor at Sti
-	Tome in On Soudshive Rav and soid He could
_	believe the phison or and medical constactor
4	of Medical Provider would letary Debson get
	Into this shappine stated when the blood testice
-	back and the SKIP pament started. Theatment
-	back and the Skip pigment started. Theatment should haven given hight then and their
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-	Istaked Mayor week and & lam not sure. Tome back to the Infirmary, lucuson morphis
(Rome back to the Intirmary, lukeson Morphi
	tor severe poin
-	I filed a Grievance, whom I went to the
-	apievance Heleing I was told I was a waste
-	of tax payers money to be given treatment
1	on the 03 or 1800 De Nove lack him again
-{	on Dec 23.06 1800 On Noz. lask himagair
-4	he cooldn't do thy thing.
-	THE SECRETARY WITHING
-	(800 Dr. Dursh in Jon, or lask him what
	he could do he stated more Blood work,
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	Saw Drundusen feb. 21 /04, he look at
	My chart-and stated I now had cinthos is of
-	the liven. and wanted to know why I had
_	flot beceived Treatment of Intentehon and
-	Other theatment, He Stated Dr. Darsh had pot
4	me in toh it. But I never received it.
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fage 5 On 3 /colon 1 saw Dr. Mc Donal a De Decese Doctor, lask him about theatment with intentenon and other aproved Drugs. He stated to give me theatment now would kill me, the made to statement to me. he said he had trilled a few other in tono exalbilition operation to help my liver. Dr. Landissen all requested it. But nothing has been done of all. The spot on my long has not bee looked yet and that was peptal, 05.

I saw 121, Man-Dusen he wanted to know again why I was not being theated to my senious Medical Condetions, 1 stated 1 don't know.

en oct 28/07 1898 Dr. Zahandy. He stated I now had a timen, Gyst on my liven.

Decioss My Sister Tommy M Good white ateter to the Boverner of Delabout my Medical condition, the Governer sent her back a letter stating she would toh would the intohnation so The phison + FCM CMS know of all Thes problems, But Did Nothing,

> or the flowing reasons, Reforing me theatment of interlenon + other Drugs that has locen aproved for years. For Hipothities C Actusing to check on my lung. By doing so goosed me sevene Densoral injury, mental suffering, constant and neverending pain, remanent Disability and Premotone Dooth

This organing serious medical Refuseal is due to a written policy of pattern of Custon of Officially sanctioned behavior of Conduct Involved reckless of Callous indifference to my rights on Pailing to oversee The people who has coused the mong such as himing unqualified people on failing to adequated thain the Staff.

official capacities. Cms Ecm, under color of state

lam on Morphine 4+1 mes a day for the pain 1 stay in, my insides hunts 24 hours a day that been on Morphine sence act 2005, I can to not Bleep, 1 stay in a constant state of in painment becouse of this untreated Decease. I can can not eater sometime. I have no appetite.

1 Soak relief under Abntive and Conpentaly

Supervisors liability for F.C.m. C.Ms.

Sopeliulisors knew of Roses Serious Medical Preval Needs By knowing of Law Surte, Medical Greens Hospital stays, Serious Pain Med. for a realistand Medical Roconds, Phone Calls, The phess.
The Board of Pordons, Doctors, and letter from the Boucherfor the Stat of Debuggie.
City of 5t Louis v Pravotnik-485 us 112,108 s et 915

Tedaro-Vulaid-565 F.2d 48,527 to Supervisors promulgation of hahazdami ill conceived procedures
Robins v meechan-60 F.3d143,1442 9ton 1995
Cabrales v County of Los Angeles, 864 F2d 1454
1461 9th Cir 1988

Monell V Department of Social Services
436, US 658 694 95 19178

Policy was moving force behind unconstition
Violation
British V Solem. 953, Fad 232 236 6th cir 1992
Howell V Evans. 922 Fad 712, 724, 11th an 1991
Miller V Correctional Sys Inc.
802 F Supp 1126, 1130 C.D. Del 1992
Birrell V Braan. 867 Fad 956, 959, 6th cir 198

Rode V Dellarciprete, 845 F2d 1195,1207

8th Charles I the Court Ands that, on a montion to dismiss, The Complint is sufficient tallege actual knowledgewith appropriate, Patricula thus defendants motion to dismiss is deale

Misconduct can cheate Supervisory liability

US Department of Tustice - @ Dec 29:

their investigation herealed that the medica care provided at 12.00. Smyrra falls below the Standard of care constitutionally nequired by the state in the following areas, management, monitoring and theatment Commonicable diseases. Montoning and treatment of Chronic diseases,

Continuity of Care fllowing hospitalization:

The there is no functioning

Chronic Disease hegistry at HR, YC. I. as a

result, inmates with chronic Disease are at

Nisk for Deteriolation in function.

Kidney Disease, Liver ferture and Death

The State Means officials of D.Oc. Bureau

of Phisory and their Successors contractors

and agents.

The US Department of Tustice Concluded inmates confined at the D.OC, out Smyrna Suffer harm or are placed at hisk of harm from Constitutional deficiencies with aspects to Medical and Mental Healt

Michael Collase

CMS, Has been taken to Count for the last 158 80 on Refushing to theat inmate with Seplous Medical needs. In Michigan CMS health care 13 dismal. CMS cares more for Money than adoptate Health care. Tust in Deburahe CMS F.CM Has been to Count a lot of times. Department of Tustice stated FCM. CMS. polices, Cosforms, Conduct had to be heursed. I need a Liver stransplant or I will die. To Let this this type of Conduct To Continue 13 wery harmfall to The public In Motes leave here to spread thes Diseases To the public. Because Befored The Treatment by Medical Staff and F.CM. CMS.

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Certificate of Service

I, Muchael Lee Rose, hereby certify that I have served a					
And correct cop(ies) of the attached:	tion to Amena				
	upon the following				
parties/person (s):	•				
TO: The United States Detrict	то:				
Count for the District of					
Dekurihe					
844. North King St LockBoy 18					
Wilm Del 19801-3570	 				
TO:	TO:				
BY PLACING SAME IN A SEALED ENVELOPE, a States Mail at the Delaware Correctional Center	•				
On this 24 day of OCF	,200_\				
M	Juchael Leu Dose				

DELAWARE CORRECTIONAL CENTER

SMYRNA, DELAWARE 19977 1181 PADDOCK ROAD

To The District Count I don't know if I am to send the Defendar and see how the count rules, I don't kno what I am really doing, i just know I have be done a great harm. I know I need a lawy I don't know how to put all of this together. I have never suited anyone befor, I just to my motions keep getting Donied on some Defendants will not answer my motion ofth Interrogatories, I have Roquested Production of Documents twice, motion for Admission + others every thing lask for is relevant to information i need for thial all lask for is the thath nothing more nothing less. The application is made in good faith and is Not Intended to be a general Ashing Expedition
I hope the Court will take this paper work as evidence to be put with the other I have Sentin Wechaffer Rose OCT 2 DISTRICT OF DE



STATE OF DELAWARE OFFICE OF THE GOVERNOR

RUTH ANN MINNER GOVERNOR

December 30, 2005

Tammy McCloud 5485 Enochville Sch. Road China Grove, NV 28023

Dear Ms. McCloud:

Thank you for contacting Governor Minner, and seeking her assistance in the resolution of your concerns. The Governor is pleased to provide her fellow Delawareans with information, aid or resources when possible.

Individual state agencies are often best equipped to address individual concerns, as they possess specific resources regarding a range of topics. As such, I have taken the liberty of forwarding your information and correspondence to the Department of Corrections. They can be reached at:

Department of Corrections 245 McKee Road Dover, DE 19904 302-739-5601

If our office can be of further help to you, please do not hesitate to contact us at: (800) 292-9570 or (302) 744-4101. Best wishes in the speedy resolution of your concerns.

Sincerely,

Jessica Davis

Constituent Relations

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Hospice of Stanly County, Inc.
960 North First Street
Albemarle, NC 28001
704-983-4216 Fax 704-983-6662

March 21, 2006

Ms. Sandra Roser n 14554 Fiji Ct. Stanfield, NC 28163

RE: Michael Lee Roseman Referral for Hospice care services

Dear Ms. Roseman:

We appreciate your inquiry regarding hospice care services for your brother, Michael Lee Rose Hospice of Stanly County's mission is to provide quality compassionate care for people facing an incurable illness. Our care program focuses on caring for persons who are in the last stages of a life limiting disease, enabling them to live at home as fully and comfortably as possible.

It is our understanding that Mr. Roseman will be relocating to North Carolina to live with you at your residence in Stanfield. In order for Hospice of Stanly County, Inc. to provide services, you must arrange for a physician licensed by the North Carolina Medical Board to provide certification that Mr. Roseman is terminally ill with a life expectancy of six months or less if the terminal illness runs its natural course prior to admission to our care program.

Once hospice services are initiated, Hospice of Stanly County, Inc. will provide skilled care services based on the individual needs of the patient with visits by registered nurses being made at least weekly. Other disciplines including medical social work, certified nursing assistants and bereavement counseling will provide care as ordered by the patient's physician.

Please contact our office at 704-983-4216 to arrange for admission to our program once you have obtained physician's orders and have an expected arrival date for Mr. Rosewan's relocation to NC.

Sincerely,

Audrey M. Howell Executive Director D 4 .





February 21, 2006

Dear: Michael Rose

We have received your name and address Ed Moczulski. At this time, we cannot put in any claims against the VA on your behalf due to you being incarcerated. If you would like free representation in any matter concerning the Department of Veterans Affairs (VA), after your release, we would be pleased to assist you.

Our office deals specifically with benefits involving veterans, their dependents, widows and survivors. Our service is provided free of charge. PVA is chartered by the Congress of the United States so that we may have the authority to represent clients before VA. We are here to represent your best interests and to attain the maximum benefits available to you.

If you wish to have PVA represent you, please complete the enclosed VA form 21-22, sign it where marked, and return it in the enclosed self-addressed envelope. Upon receiving the signed 21-22, we can request your C-File and review it, but we cannot file any claims. Once you are released, please contact our office at 302-633-5325.

We await your response and look forward to serving you.

Sincerely,

Darrell Johnson, Sr. National Service Officer

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		Dear Bond of Pardons
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		I Dammy Rose Medoud, writting this
´:		letter to your board, for the concern and the
·,		nelease of my bnother whom is dieing.
` ^. 		nelease of my brother whom is diving. Michael X. Rose SBI 097880.
		I fully understand there are conditions
	<u>. </u>	that have to be in compliance, in order for his
Şî Çî		release. Direct he will be living with our pioter
		release. Dirot he will be living with our pioter Sandra Rosen @ 14554 Fiji Court, Slampield MC
		28163 Ph# 704.485,4898.
		Sandra has already met with Hospice, has
A		everything set up with medical medo, and you
	 	should have already received a letter from them
		I understanding his health is falling fast
• ;		and the pooner in rould come home the prayers
(현) 구나 <u>—</u>		will have been anyouned.
		Please just let him be here with his samily
71) 	Before	Please just let him be here with his jamily when he passes away. I will do weighting I can to help, I just hope you can grant this nelecol in a speldy jashion.
: :: <u></u>	•	I can to help. I just have you can grant
		this nelecol in a pollow tashion.
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		Thomp you
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		5485 Enochville Sch. Rd. China Grave NC 28023
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3-1-06

The Board of Pardons The Secretary of State: Delaware 401 Federal Street Suite 3 Dover, DE 19901

This is concerning my brother Michael Rose whom is incarcerated in the Delaware Correctional Center. I Sandra Rosen being his sister was informed that he was given a death sentence by this facility in which he is being held. Michael has had poor health problems and was not treated with the proper medical attention from what I can understand from him. He also explained that he has 6 months to a year to live. This news has torn our family up and sparked insight to why he is not getting the proper attention. We could not believe how he was treated and now he is dying. If they had treated him for this disease, his life could have been prolonged. We love our brother very much and if there is a way we would want him to be home with us so we could take care of him, he doen"t deserve this.

Mike is really a great person, you people don't know him except from what you see on paper. I know he has been in trouble, has a record and he has did his time for all that. My brother is not a rapist, murder, or a child molester. . Mike has never tried to fight an officer of the law either; ves he has run from them. Most of his trouble was due to his drinking and drugs. I plea for what time he has and please let him come home to die. We his family will take care of him and make sure he gets the proper medical attrition he desperately needs.

We do love our brother and worry about him; so please try to understand we are pleading for what life he has left.

My brother can live here with me and my son here in North Carolina. I have lived here for the past 28 years and have no plans on going anywhere. I also have a cleaning business and I have work that he can do. My brother will be too ill to work away from home so I think that would work out great for the both of us. I can use him to help me with my business and he would be good.

I hope you take all that I have said with great consideration and believe me that Mike needs to come home to die. He needs to be with his family.

1-704-485-4898 Sincerely Yours, Sandra Rosen
Phone
Muduffler

Secretary Of State 401 Federal Street Suite 3 Dover, Delaware 28163 C/o Jane Smith 20-01-01

Dear Secretary of State;

I'm writing this letter concerning my brother, Michael Lee Rose which is incarcerated in the Delaware Correctional Center in Syrmia, Delaware. Michael is going up in front of the Board of Pardons and I am concerned for him. I had written a letter early to the state and Jane Smith was very helpful and I hope she can help me again.

I know my brother will need a place to stay and a job if he is released. I do own a business and I can put him to work here at home helping me with it. Mike is really sick and he was told by a Doctor in that facility that he had 6 months to a year to live and if this is true I would love for him to be with his family here in North Carolina. I have lived here for 23 years and have my own home and I have no plans of going anywhere and Mike could stay here with me and my son.

I would appreciate if you were to take this in consideration for it would make all the difference in the world to us and to him. We don't him to die in there. I do thank you for your time, which I know there is so much going on in this country now and understand how busy you are.

Please take a little time and it will be appreciated.

Sincerely, Sandra Rosen

Sanculla

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If you suffer from persistent heartburn two or more days a changes, it could be acid reflux disease. Prescription Preva Prevacid may not be right for everyone and has a low or diarrhea, abdominal pain and nausea. Symptom relief stomach conditions. Please see the complete <u>Prescribing Ir</u>



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Definition of Interferon

A Good place to start

Our Interferon Main Article provides a comprehensive look at the who, what, when and how of Interferon

Interferon: A naturally occurring substance that interferes with the ability of viruses to reproduce. Interferon also boosts the immune system.

There are a number of different interferons. They fall into three main classes: alpha, beta, and gamma. All are proteins (lymphokines) normally produced by tl body in response to infection. The interferons have been synthesized using recombinant DNA technology.

The goal of interferon therapy is to eradicate a virus from an infected person. Using interferon, for example, to eradicate the hepatitis B or C virus will, it is hoped, prevent the future development of cirrhosis and cancer of the liver. This may require months and even years of interferon treatment and may not be effective in many patients.

In therapeutic doses, interferon can be hard to tolerate because of the side-effects, with flu-like symptoms such as fatigue, headache and aches and, less regularly, low thyroid activity, <u>arthritis</u>, low platelet count and <u>depression</u> which can attain suicidal proportions.

Interferon was discovered in 1957 by the Alick Isaacs and Jean Lindenmann (who did not receive the Nobel Prize for their discovery). Interferon is so named because of its ability to interfere with virus reproduction.

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Low Rate
of
Side
Effects...

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Suggested Reading By Our Doctors:

- <u>Hepatitis C</u> Learn and become aware of Hepatitis C - includes a complete description of the virus, transmission, prevention, symptoms, diagnosis, and forms of treatment. Source:MedicineNet
- interferon Describes the medication interferon (Roferon-A, Intron-A, Rebetron, Alferon-N, Peg-Intron, Avonex, Betaseron, Infergen, Actimmune, Pegasys), a drug used in managing many diseases that involve the immune system. Source:MedicineNet
- Hepatitis B Learn more about
 Hepatitis B, including a
 description of the virus, scope of
 the problem, how it causes liver
 injury, symptoms of acute
 hepatitis B, symptoms of chronic
 hepatitis B, diagnosis, role of liver
 biopsy, natural progression or
 course, medications, treatments,
 co-infections, and prevention.
 Source:MedicineNet
- Multiple Sclerosis Learn the specifics of multiple sclerosis including the description, causes, course, symptoms, diagnosis, treatment, complications, and future of this disease involving the degeneration of the central nervous system. Source:MedicineNet



- Cholesterol Drugs Fight Hepatitis
 C
- New Drugs Make Inroads Against Kidney Cancer
- Melanoma: Immune System

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- Targeted Drugs Slow Kidney
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- Gleevec Continues to Beat Blood
 Cancer
- Hepatitis 'C' Cures Now Common
- Targeted Kidney Cancer Drugs
 Show Promise
- Targeted Kidney Cancer Drugs
 Show Promise
- Shorter Hepatitis C Treatment
 Works for Some
- New Drug May Expand Treatment for Hepatitic C

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Original article: http://aolsvc.health.webind.aol.com/content/Article/64/72344.htm

Newly Diagnosed with Hepatitis C

What's the Treatment?

If you test positive for hepatitis C, you need to see a doctor -- even if you feel fine. The first step is to find out whether you have liver disease.

Even if there's no disease, you should talk with your doctor about whether treatment is right for you.

The state-of-the-art treatment is combination therapy. One part of the treatment is a new form of interferon called pegylated interferon alpha -- this medicine is injected weekly. The second part of the treatment is the antiviral pill ribavirin.

Treatment is no walk in the park. It lasts for 24 to 48 weeks. Both interferon and ribavirin have serious side effects. About 50% of people with genotype 1 hepatitis C -- the most common form of hepatitis C -- respond to treatment. About 80% of people with genotypes 2 and 3 respond to treatment.

Bot I was not given any treatment
If you've had hepatitis C for many years and already have extensive liver damage, you may ne d a liver transplant. This means having your old liver removed and replaced with a liver from an organ conor. It's a serious operation, but one that is lifesaving for many people.

If you choose not to be treated right away -- or if treatment doesn't get rid of your hepatitis C - taking care of yourself becomes more important then ever before. It's very important to stop drinking 1:0hol and taking recreational drugs. Alcohol and drugs can kill liver cells, It's also important to chec with your doctor before taking any kind of medicine or herbal remedy -- even if it's sold over the counter, and even if you've taken it before.

Fortunately, new treatments are on the way. It's likely that these new drugs will be used in continuation with existing agents to improve the chances of a cure.

Medically reviewed by Cynthia Haines, MD, July 2004.

SOURCES: CDC. National Institute of Diabetes & Digestive & Kidney Diseases.

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DELAWARE CORRECTIONAL CENTER

SB1#097880

1181 PADDOCK ROAD SMYRNA, DELAWARE. 19977 United States District Court As The District of Debugge 844, North King Stad 3x18